

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL MEMORANDUM

HB 150 – SB 94

February 26, 2010

SUMMARY OF AMENDMENT (014277): Requires the Tennessee Department of Transportation (TDOT) to grant an easement to Rutherford County for 50 feet of right-of-way on Interstate 24.

FISCAL IMPACT OF ORIGINAL BILL:

MINIMAL

FISCAL IMPACT OF BILL WITH PROPOSED AMENDMENT:

Increase State Expenditures – Not Significant/Highway Fund

Other Fiscal Impact – According to TDOT, a 90 percent share of this property was acquired with federal highway dollars at a value of \$116,600. Granting this easement will subject the state to potential recoupment of these funds by the federal governments or other potential sanctions including potential withholding of federal highway funds. Granting a public easement to Rutherford County will also reduce the value of the land included in the right-of-way to TDOT in an amount that cannot reasonably be determined.

Assumption applied to amendment:

- Legal services and design work will be done with existing TDOT staff without an increased appropriation or reduced reversion.
- According to TDOT, the Federal Highway Administration (FHWA) could withhold approval of future projects in Tennessee or request Tennessee repay the federal share of the value of the land granted through easement to Rutherford County.

CERTIFICATION:

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink, reading "James W. White". The signature is written in a cursive style with a large, stylized "J" and "W".

James W. White, Executive Director

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